

RESOLUTION NO. R-2010-1433

**A RESOLUTION APPROVING THE EXECUTION OF AN AGREEMENT
BETWEEN INTERMOUNTAIN POWER AGENCY ("IPA"), AND BEAVER,
JUAB, MILLARD, SALT LAKE, UTAH, AND WASHINGTON COUNTIES
("COUNTIES") TO ESTABLISH THE FEE BASE OF IPA'S OPERATING
PROPERTY AND FUTURE ADDITIONS TO IPA'S OPERATING PROPERTY
FOR THE YEARS 2010 THROUGH 2013**

WHEREAS, IPA pays an annual fee in lieu of ad valorem property tax ("Fee" or "Fees") to the Counties pursuant to Utah Code Annotated, § 11-13-302; and

WHEREAS, Utah Code Annotated, § 11-13-302(4)(b(i) authorizes IPA and any county that is due a Fee from IPA to agree to the fee base for IPA; and

WHEREAS, pursuant to this authority, IPA and the Counties desire to establish a predictable, fixed fee base for IPA's operating property for tax years 2010 through 2013; and

WHEREAS, the Counties and IPA have negotiated a settlement agreement whereby the fee base of IPA's operating property for tax years 2010 through 2013, and any new or replacement capital improvements that are purchased between January 1, 2010 and December 31, 2010, is established pursuant to the terms set forth therein (hereinafter "Agreement"), a copy of which is attached hereto as Exhibit "A"; and

WHEREAS, it is in the best interest of the County to execute the Agreement.

NOW, THEREFORE, at a regular meeting of the legislative body of Washington County, Utah, duly called, noticed, and held on the 6th day of April 2010, upon motion duly made and seconded, it is unanimously:

RESOLVED that the Agreement between IPA and the Counties, a copy of which is attached hereto as Exhibit "A", is hereby approved and adopted. A copy of the Agreement is on file in the Office of the Washington County Commission.

VOTED UPON AND PASSED BY THE WASHINGTON COUNTY
COMMISSION AT A REGULAR MEETING OF THE WASHINGTON COUNTY
COMMISSION HELD ON THE 6TH DAY OF APRIL 2010.

WASHINGTON COUNTY

JAMES J. EARDLEY, Chair
Washington County Commission

ATTEST:

Kim M. Hafen
Washington County Clerk-Auditor

Commissioner Eardley voted ____
Commissioner Gardner voted ____
Commissioner Drake voted ____